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OFFICE OF PETITIONS

In re Application of
Edward J. Gottsman
Application No. 09/824,355
Filed: April 2, 2001
Attorney Docket No. 05222.00108

ON PETITION

CORRECTED DECISION

This is a decision on the petition to revive under 37 CFR 1.137(b), filed January 10, 2005, which is being treated as a petition under 37 CFR 1.181 to withdraw the holding of abandonment of the above-identified application.

The petition under 37 CFR 1.181 is **GRANTED**.

The above-identified application was held abandoned for failure to reply in a timely manner to the final Office action mailed October 14, 2003, which set a shortened statutory period for reply of three (3) months. However, the petitioner submitted a power of attorney on August 1, 2003. Unfortunately, the power of attorney was not entered until May 5, 2004 when a facsimile copy was submitted. Therefore, the final Office action mailed October 14, 2003 was mailed to the petitioner's former mailing address. Petitioner states in the January 10, 2005 letter that the Applicant's attorneys did not receive the final Office action. The Office sincerely apologizes for any inconvenience caused petitioner in this matter.

The decision mailed March 25, 2005 is hereby vacated as of the mail date of this decision.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

The application is being forwarded to Technology Center AU 2172.

Irvin Dingle
Petitions Examiner
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for Patent Examination Policy